



General Assembly

February Session, 2008

Amendment

LCO No. 5506

SB0056105506SD0

Offered by:

SEN. HARRIS, 5th Dist.
REP. VILLANO, 91st Dist.
REP. DELGOBBO, 70th Dist.
REP. ABERCROMBIE, 83rd Dist.
SEN. COLEMAN, 2nd Dist.
SEN. KISSEL, 7th Dist.
REP. GIBBONS, 150th Dist.
REP. BUTLER, 72nd Dist.

SEN. HARTLEY, 15th Dist.
SEN. CALIGIURI, 16th Dist.
REP. MAZUREK, 80th Dist.
REP. O'NEILL, 69th Dist.
REP. NOUJAIM, 74th Dist.
REP. D'AMELIO, 71st Dist.
REP. LABRIOLA, 131st Dist.

To: Subst. Senate Bill No. 561

File No. 600

Cal. No. 398

"AN ACT CONCERNING THE MONEY FOLLOWS THE PERSON PROJECT."

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- 1 In line 5, bracket "may" and after the closing bracket insert "shall"
- 2 After the last section, add the following and renumber sections and
- 3 internal references accordingly:
- 4 "Sec. 501. (NEW) (*Effective July 1, 2008*) (a) The Commissioner of
- 5 Social Services shall develop a plan to establish and administer a
- 6 demonstration project to provide home and community-based long-
- 7 term care services for persons who are eighteen years of age or older,
- 8 who are institutionalized or at risk of institutionalization, and who
- 9 meet the financial and level of care eligibility criteria established in

10 regulations adopted for the Connecticut home-care program for the
11 elderly pursuant to section 17b-342 of the general statutes. Services
12 provided under the demonstration project shall be modeled after
13 services provided under the Money Follows the Person demonstration
14 project pursuant to section 17b-369 of the 2008 supplement to the
15 general statutes.

16 (b) The plan developed pursuant to subsection (a) of this section
17 shall detail the structure of the demonstration project, persons served,
18 services to be provided and how they will be provided. The plan shall
19 include a timetable for implementation of the demonstration project on
20 or after July 1, 2009. The plan shall ensure that the demonstration
21 project includes, but is not limited to, the provision of the following
22 services through a Medicaid state plan amendment, a new Medicaid
23 waiver or modification of an existing home and community-based
24 Medicaid waiver: Personal care assistance services, twenty-four-hour
25 care, occupational therapy, homemaker services, companion services,
26 meals on wheels, adult day care, transportation, mental health
27 counseling, care management, elderly foster care, minor home
28 modifications, assistive technology and assisted living services. A
29 person participating in the demonstration project shall receive the level
30 of care and services under the project to the extent necessary to
31 maintain such person in such person's home or community.

32 (c) The plan shall identify (1) any federal Medicaid waivers or state
33 Medicaid plan amendments necessary to implement the demonstration
34 project, and (2) any costs or savings associated with such project. In
35 developing the plan for the demonstration project, the commissioner
36 shall consider the consolidation of existing waivers, demonstration
37 projects and state-funded programs to promote the efficient
38 administration of such other programs and the demonstration project
39 developed under this section.

40 (d) Not later than January 1, 2009, the commissioner shall submit, in
41 accordance with section 11-4a of the general statutes, to the joint
42 standing committees of the General Assembly having cognizance of

43 matters relating to human services and appropriations and the budgets
44 of state agencies the plan developed pursuant to subsection (a) of this
45 section along with recommendations for legislation and funding
46 necessary to implement the plan. Not later than sixty days after the
47 date of receipt of such plan, said joint standing committees of the
48 General Assembly shall advise the commissioner of their approval,
49 denial or modifications, if any, of the plan, and if such plan is
50 approved by said committees, such plan shall be implemented on or
51 after July 1, 2009, subject to available appropriations.

52 Sec. 502. (NEW) (*Effective July 1, 2008*) (a) There is established within
53 the General Fund, a separate, nonlapsing account which shall be
54 known as the "Long-Term Care Reinvestment account". The account
55 shall contain any moneys required by law and this section to be
56 deposited in the account. Any funds resulting from the enhanced
57 federal medical assistance percentage received by the state under the
58 Money Follows the Person demonstration project pursuant to Section
59 6071 of the Deficit Reduction Act of 2005 shall be deposited in the
60 account.

61 (b) Money held in the account shall be expended by the
62 Commissioner of Social Services, in consultation with the Secretary of
63 the Office of Policy and Management, in accordance with this
64 subsection and the guidelines developed pursuant to subsection (c) of
65 this section, to:

66 (1) Provide funds for programs and services that provide cost-
67 effective home and community-based alternatives to institutional care
68 in nursing home facilities, including, but not limited to, occupational
69 therapy, homemaker services, companion services, meals on wheels,
70 adult day care, personal care services, transportation, mental health
71 counseling, care management, elderly foster care, minor home
72 modifications and assisted living services;

73 (2) Provide funds for rate increases (A) for home health agencies
74 and other providers of home care services that are in addition to any

75 rate increases authorized pursuant to sections 17b-242 and 17b-343 of
76 the general statutes to meet the actual costs of care, and (B) for
77 increased wages for transition coordinators under the Money Follows
78 the Person demonstration project;

79 (3) Provide funds to develop, improve and increase the long-term
80 care services workforce, including, but not limited to, training,
81 education and other incentives;

82 (4) Provide funds to improve information technology and systems
83 used to track costs and savings associated with the provision of home
84 and community-based services and to improve access to information
85 on long-term care programs and services for the elderly and disabled;

86 (5) Encourage the purchase of precertified long-term care insurance
87 through the Connecticut Partnership for Long-Term Care by covering
88 the costs of the premiums of individuals for six months;

89 (6) Pay the cost of relocating nursing home residents to other
90 facilities if necessary to protect the health and safety of such residents,
91 maintaining and operating a facility pending correction of deficiencies
92 or closure, and reimbursing residents for the loss of funds in personal
93 fund accounts pursuant to subsection (b) of section 17b-106 of the 2008
94 supplement to the general statutes;

95 (7) Provide grants to existing nursing home facilities to make facility
96 changes, improvements and modifications to support home and
97 community-based services and programs; and

98 (8) Provide grants to promote the adoption of building designs and
99 principles of alternative nursing homes, such as Eden Alternative,
100 Green House or Small House nursing homes, to improve the quality of
101 life for long-term care facility residents.

102 (c) The Commissioner of Social Services shall develop and
103 implement written guidelines for purposes of the distribution of funds
104 pursuant to subsection (b) of this section, including, but not limited to,

105 application procedures and establishment of eligibility criteria and
106 requirements for recipients of assistance. The commissioner shall
107 submit a copy of the written guidelines to the joint standing committee
108 of the General Assembly having cognizance of matters relating to
109 human services and appropriations and the budgets of state agencies.

110 (d) On or before January 1, 2009, and annually thereafter, the
111 Commissioner of Social Services shall submit a report, in accordance
112 with section 11-4a of the general statutes, to the Governor and to the
113 joint standing committees of the General Assembly having cognizance
114 of matters relating to human services and appropriations and the
115 budgets of state agencies concerning the long-term care reinvestment
116 account established under this section. The report shall include
117 financial information concerning the money in the account, including,
118 but not limited to, information on the number, amount and type of
119 expenditures from the fund during the prior calendar year and
120 estimates of the impact of the fund on present and future Medicaid
121 expenditures."